

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	08/839,161	NEWTON ET AL.
	Examiner Gregory J. Strimbu	Art Unit 3634

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to the amendment of 4/28/05 and the tele. int. of 5/12/05.

2.  The allowed claim(s) is/are 1-11,18,21,39-60,62,63 and 66-73.

3.  The drawings filed on 23 April 1997 are accepted by the Examiner.

4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a)  All    b)  Some\*    c)  None    of the:

1.  Certified copies of the priority documents have been received.

2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.

3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

6.  CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.

(a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached  
1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_.

(b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of  
Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

7.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- 1.  Notice of References Cited (PTO-892)
- 2.  Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3.  Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
- 4.  Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
- 5.  Notice of Informal Patent Application (PTO-152)
- 6.  Interview Summary (PTO-413),  
Paper No./Mail Date 5/12/05.
- 7.  Examiner's Amendment/Comment
- 8.  Examiner's Statement of Reasons for Allowance
- 9.  Other \_\_\_\_\_.

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Eugene Stephens on May 12, 2005.

The application has been amended as follows:

**In the abstract:**

line 5, changed "a" to --the--

**In the claims:**

claim 1,

line 14, changed "resting on" to --rest on outer--

claim 2,

line 3, inserted --the-- following "that"

claim 3,

line 2, deleted "in regions"

claim 5,

line 2, inserted --are adapted to be-- following "and" and changed "window jambs" to --the jamb projections--

claim 7,

line 2, changed "of" to --by-- and changed "extrusions" to --extrusion--

claim 8,

line 1, changed "are available in different widths formed as" to --can be formed with different widths.--

deleted lines 2-3

claim 9,

line 1, changed "shoes of" to --each shoe having one of the-- and changed "are" to --is--

line 2, changed "different numbers of" to --a corresponding number of the--

claim 10,

line 1, changed "extrusions" to --extrusion-- and changed "are" to --can be formed--

line 2, deleted "available" and deleted "to fit different jamb dimensions"

claim 11,

line 1, deleted "different length"

line 2, changed "size" to --a size thereof--

claim 18,

line 4, changed "in" to --to--

line 6, changed "formed as" to --comprising--

line 7, inserted --with respect to the jambs-- following "shoes"

line 8, inserted --including-- following the second occurrence of "and"

line 10, changed "of" to --from--

line 11, deleted "extending for a width of"

line 12, deleted "each of the shoes, . . . each of the shoes"

line 14, changed "the configuration extending in . . . extrusion" to --each shoe comprising a single piece having--

line 15, deleted "profile from"

line 16, changed "to" to --and--

claim 21,

line 4, changed "in" to --to--

line 5, changed "of" to --from--

line 6, deleted "extending for a width of each of the shoes"

changed lines 8-13 to --including latch retaining grooves for receiving hook latches and pin grooves for receiving pivot pins of the hook latches and each shoe includes a mid-region being formed to support a guide that slides in a respective one of the jambs to guide vertical movement of the shoe and includes a guide retaining groove for receiving the--

line 15, changed "the configuration . . . extrusion" to --each shoe comprising a single piece having--

line 16, deleted "profile from"

line 17, changed "to" to --and--

claim 39,

line 2, changed "of" to --from--

line 9, changed "extends" to --is in an outwardly extending position extending--

claim 46,

line 1, deleted "the configuration of"

claim 47,

line 2, changed "supporting" to --to support--

line 4, changed "hanging" to --dependent--

claim 48,

line 3, changed "hanging" to --dependent--

claim 49,

line 1, changed "is available in" to --can be formed with--

line 2, deleted "to"

line 3, deleted "accommodate . . . channels"

claim 50,

line 1, changed "upper regions of different" to --each width of the--

line 2, changed "widths . . . numbers" to --is connectable to a respective number--

claim 51,

line 1, changed "sash support arm is available" to --second one of the extruded elements can be formed with--

line 2, deleted "from a plurality of extrusions having"

claim 52,

line 1, changed "plurality of extrusions for the" to --second one of the extruded elements is--

line 2, deleted "sash support arm are" and changed "different arm lengths" to --the length of the arm--

claim 53,

line 8, changed "respective" to --the--

line 11, deleted "any"

claim 54,

line 2, changed "downwardly" to --dependent--

line 3, deleted "hanging"

claim 55,

line 8, changed "respective" to --the--

line 10, deleted "any"

line 12, changed "of" to --from--

line 13, inserted --the-- following "by"

claim 56,

line 2, changed "downwardly hanging" to --dependent--

claim 57,

line 1, changed "downwardly" to --dependent--

line 2, deleted "hanging"

claim 58,

line 1, changed "of" to --from--

claim 59,

line 1, changed "a plurality . . . for the" to --the extrusion can be formed with--

changed line 2 to --different profiles each establishing a different arm length--

line 3, inserted --the-- following "indicating"

claim 60,

line 1, changed the second occurrence of "of" to --from--

line 2, inserted a period following "extrusion"

claim 62,

line 6, changed "a" to --the--

line 8, inserted --the-- following "in"

line 12, inserted --the-- following "in"

line 14, changed "laches" to --latches--

claim 63,

line 3, changed "hook" to --hooks-- and changed "latch" to --latches--

claim 66,

line 4, changed "of" to --from--

line 5, changed "of" to --from--

line 8, deleted "extrusion-formed"

line 10, deleted "extrusion formed"

line 11, deleted the first recitation of "the"

line 13, inserted --the-- following "in"

line 17, inserted --the-- following "in"

claim 67,

line 11, changed "between" to --from--

line 12, changed "and" to --to--

line 13, inserted --the-- following "as"

line 16, deleted "engaged by the sash support"

line 17, deleted "arms . . . positions"

claim 69,

line 2, changed "downward" to --downwardly--

claim 70,

line 1, changed the second occurrence of "of" to --from--

claim 71,

line 1, changed "extrusions are available in" to --extrusion can be formed with--  
and inserted --to form-- following "profiles"

line 2, deleted "forming" and deleted "to accommodate . . . window"

line 3, deleted "dimensions"

claim 72,

line 1, changed "extrusions . . . profiles" to --extrusion--

line 2, changed "are" to --is-- and changed "different lengths" to --length--

claim 73,

line 1, changed the second occurrence of "of" to --from--

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gregory J. Strimbu whose telephone number is 571-272-6836. The examiner can normally be reached on Monday through Friday 8:00 to 4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lanna Mai can be reached on 571-272-6867. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Gregory J. Strimbu  
Primary Examiner  
Art Unit 3634  
May 12, 2005